

Message Text

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ACTION EUR-12

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-05 H-02 INR-07

L-03 NSAE-00 NSC-05 PA-02 PRS-01 SP-02 SS-15

USIA-15 ACDA-12 TRSE-00 CU-06 HA-05 BIB-01 IO-14

/108 W

-----025236 172200Z /72

R 171230Z NOV 77

FM AMEMBASSY BELGRADE

TO SECSTATE WASHDC 3602

INFO USINFO WASHDC

UNCLAS SECTION 1 OF 2 BELGRADE 8107

E.O. 11652: N/A

TAGS: CSCE, OCON

SUBJECT: BELGRADE CSCE-- BASKET ONE STATEMENT BY CONGRESSMAN
BUCHANAN

FOR EUR/RPM AND EUR/SOV FROM USDEL CSCE

1. FOLLOWING IS TEXT OF STATEMENT IN BASKET ONE WORKING BODY
MADE BY US REP (CONGRESSMAN BUCHANAN) NOVEMBER 16 ON PRINCIPLE
OF FULFILLMENT IN GOOD FAITH OF INTERNATIONAL OBLIGATIONS.

BEGIN TEXT:

MR. CHAIRMAN,

IN CONCLUDING THE UNITED STATES' REVIEW OF IMPLEMENTATION
OF THE DECLARATION OF PRINCIPLES TODAY I WOULD LIKE TO COM-
MENT ON PRINCIPLE 10, FULFILLMENT IN GOOD FAITH OF OBLI-
GATIONS UNDER INTERNATIONAL LAW. THIS PRINCIPLE HAS PROVIDED
THE BASIS FOR MUCH OF MY DELEGATION'S COMMENTS HERE AT BEL-
GRADE. INDEED, THIS CONFERENCE WAS CREATED TO REVIEW THE
RECORD OF COMPLIANCE AND TO TAKE FURTHER STEPS TOWARD
THE IMPLEMENTATION OF THE PARTICULAR COMMITMENTS MADE BY
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THE 35 SIGNATORY COUNTRIES IN HELSINKI ON AUGUST 1ST, 1975,
IN THE FINAL ACCORDS. IN AFFIXING HIS SIGNATURE, PRESI-
DENT FORD OF THE UNITED STATES, EXPRESSED THE PROFOUND
HOPE OF THE AMERICAN PEOPLE THAT THE SOLEMN PROMISES OF
HELSINKI WOULD INDEED BE KEPT BY THE SIGNATORY NATIONS.
OUR PURPOSE HERE IS TO TAKE AN HONEST LOOK AT THE PRO-
MISES WE MADE, TO ASSESS THE EXTENT TO WHICH AT THIS

POINT IN HISTORY WE HAVE KEPT THOSE PROMISES AND TO
DECIDE TOGETHER THE THINGS WE NEED TO DO TO WORK TOWARD
THEIR MORE COMPLETE FULFILLMENT.

AT THE OUTSET, I WANT TO ASSOCIATE MY
DELEGATION WITH THE STATEMENT YESTERDAY BY THE DIS-
TINGUISHED REPRESENTATIVE OF POLAND. IF I UNDERSTOOD
HIM CORRECTLY, HE EMPHASIZED THAT THE FINAL ACT WAS
CONSTRUCTED NOT AS A DOCUMENT CONSISTING OF DECLARATIONS
OF INTENT BACKED BY POLITICAL AND MORAL COMMITMENTS
MADE AT THE HIGHEST LEVEL. THIS INTERPRETATION OF
THE FINAL ACT IS SHARED BY THE UNITED STATES.

NOW, LET US LOOK AGAIN AT SOME OF THE SPECIFIC
COMMITMENTS WE HAVE MADE UNDER PRINCIPLE 10. WE PLEDGED
TO "FULFILL IN GOOD FAITH"-- LIKE THE DISTINGUISHED
AMBASSADOR OF PORTUGAL, I BELIEVE THE TERM "GOOD FAITH"
COULD USE SPECIAL EMPHASIS -- "OBLIGATIONS UNDER INTER-
NATIONAL LAW, BOTH THOSE ... ARISING FROM THE GENERALLY
RECOGNIZED PRINCIPLES AND RULES OF INTERNATIONAL LAW AND
THOSE ARISING FROM TREATIES OR OTHER AGREEMENTS..."
WE ALSO PLEDGED THAT IN EXERCISING OUR "SOVEREIGN RIGHTS,
INCLUDING THE RIGHT TO DETERMINE... LAWS AND REGU-
LATIONS", WE WOULD "CONFORM WITH LEGAL OBLIGATIONS
UNDER INTERNATIONAL LAW".

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MY COUNTRY HAS TAKEN THESE OBLIGATIONS VERY
SERIOUSLY. SINCE THE SIGNING OF THE HELSINKI FINAL ACT,
WE HAVE CREATED A CSCE COMMISSION IN WASHINGTON BRINGING
TOGETHER REPRESENTATIVES OF OUR LEGISLATIVE AS WELL AS
EXECUTIVE BRANCHES OF GOVERNMENT. MY COLLEAGUES AND
I HAVE BEEN ENDEAVORING TO ENSURE THAT FOR OUR PART OUR
LAWS AND REGULATIONS WILL BE MADE TO CONFORM WITH
OBLIGATIONS WE HAVE ACCEPTED UNDER THE FINAL ACT. WE
HAVE HELD NUMEROUS HEARINGS, CARRIED OUT STUDY MISSIONS
TO A MAJORITY OF THE CSCE PARTICIPANT STATES. AND ISSUED
TO OUR GOVERNMENT VARIOUS RECOMMENDATIONS, SOME OF WHICH
HAVE ALREADY BEEN TRANSLATED INTO LAW. PRACTICAL RESULTS
TO DATE INCLUDE REMOVAL OF LONGSTANDING VISA RESTRICTIONS
ON VISITS TO THE UNITED STATES BY MEMBERS OF CERTAIN
POLITICAL PARTIES AND A PARALLEL LIFTING OF RESTRICTIONS
AGAINST TRAVEL BY AMERICANS TO CERTAIN COUNTRIES LONG
OFF-LIMITS TO OUR CITIZENS.

I WISH TO ASSURE MY COLLEAGUES THAT THE UNITED STATES
WILL CONTINUE ITS EFFORTS TOWARD FULL COMPLIANCE ON ITS

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ACTION EUR-12

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USIA-15 ACDA-12 TRSE-00 CU-06 HA-05 BIB-01 IO-14
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R 171230Z NOV 77
FM AMEMBASSY BELGRADE
TO SECSTATE WASHDC 3603
INFO USINFO WASHDC

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OWN PART AS WELL AS TO ENCOURAGE OTHER SIGNATORIES TO DO
THE SAME.

IT SEEMS APPROPRIATE TO HERE ACKNOWLEDGE OUR
MUTUAL INDEBTEDNESS TO THOSE COURAGEOUS INDIVIDUALS IN
VARIOUS SIGNATORY COUNTRIES WHO OFTEN AT GRAVE PERSONAL
RISK HAVE HAD THE COURAGE TO STAND UP TO THEIR OWN
GOVERNMENTS AND SAY "YOU MADE PROMISES AT HELSINKI AND
YOU MUST KEEP THEM". THE FINAL ACT SPECIFICALLY ENCOURAGES,
IN PRINCIPLE 9, SUCH ACTS BY ORGANIZATIONS AND INDIVIDUALS
AND WE APPLAUD AND SUPPORT THOSE EFFORTS.

AMERICANS BELIEVE THE TRUEST FORM OF PATRIOTISM
IS THAT WHICH CAN FACE UP TO THE WRONGS WITHIN ONE'S
OWN SOCIETY AND TAKE ACTION TO RIGHT SUCH WRONGS. A
VERY SUBSTANTIAL PART OF THE WORK OF THE CONGRESS IS
DIRECTED TOWARD MAKING OUR SYSTEM MORE JUST AND MORE
PROTECTIVE OF THE RIGHTS GUARANTEED AMERICAN CITIZENS
IN THE UNITED STATES CONSTITUTION. SIMILARLY, IT IS
OUR DUTY HERE TO WORK TOWARD THE PROTECTION AND FUL-
FILLMENT OF THE RIGHTS GUARANTEED IN THE HELSINKI
FINAL ACCORDS.

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IN THE FIRST AMERICAN SPEECH ON BASKET I, PRO-

FESSOR HUGHES SAID, "MY EXPERIENCES IN THE UNITED STATES HAVE LED ME TO BELIEVE THAT PROMISES ON PAPER CAN BECOME REALITIES IN THE WORLD". MY DELEGATION LOOKS WITH HOPE AND WITH COMMITMENT TOWARD THE TIME WHEN THE PROMISES OF HELSINKI SHALL IN FACT BECOME REALITIES FOR ALL THE PEOPLE IN EACH OF THE SIGNATORY STATES.

NOW, MR. CHAIRMAN, I WOULD LIKE TO CONCLUDE MY REMARKS BY NOTING THAT IN THE JUDGMENT OF THE UNITED STATES DELEGATION OUR SOMETIMES DIFFICULT DEBATE IN THE REVIEW OF IMPLEMENTATION OF PRINCIPLES HAS HAD THE MERIT OF STIMULATING AT LEAST THE BEGINNING OF A CANDID DIALOGUE ON FUNDAMENTAL PRECEPTS DESIGNED TO GUIDE RELATIONS BETWEEN OUR RESPECTIVE STATES. AS WE MOVE ON TO OUR CONSIDERATION OF NEW PROPOSALS, I WISH TO UNDERSCORE THE COMMITMENT OF MY DELEGATION TO AN OBJECTIVE STUDY OF ALL THE NEW PROPOSALS WHICH WE WILL HAVE TO CONSIDER BEFORE THE END OF THE BELGRADE MEETING. IN DOING SO, WE BELIEVE THAT WE WILL BE MEETING "IN GOOD FAITH" OUR OBLIGATIONS TO THE FINAL ACT AS WE ALL SEEK TO CARRY FORWARD OUR TALKS TO A SUCCESSFUL RESULT -- ONE THAT WILL MEET THE HOPES AND EXPECTATIONS OF ALL THE PEOPLE THAT WE REPRESENT HERE. END TEXT.

2. PRIOR TO DELIVERING ABOVE STATEMENT, US REP EXPLAINED TO WORKING BODY THAT HE IS MEMBER OF CONGRESS, REPRESENTING SIXTH CONGRESSIONAL DISTRICT OF ALABAMA, AND THAT HE SERVES ON USDEL AS MEMBER OF CSCE COMMISSION. SHERER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
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Decaption Note:
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Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
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Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770426-1147
Format: TEL
From: BELGRADE
Handling Restrictions: n/a
Image Path:
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Legacy Key: link1977/newtext/t19771149/aaaabpql.tel
Line Count: 200
Litigation Code IDs:
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Litigation History:
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Office: ACTION EUR
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 4
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
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Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
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Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 556083
Secure: OPEN
Status: NATIVE
Subject: BELGRADE CSCE-- BASKET ONE STATEMENT BY CONGRESSMAN BUCHANAN FOR EUR/RPM AND EUR/SOV FROM USDEL CSCE
TAGS: OCON, CSCE
To: STATE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/d176b117-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009